



1641
JW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:
Padma S. Bagaria

Serial No: 09/910,126

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450, on 8/20/ 2004

Filed: July 23 2001

For: TEST DEVICE FOR DETECTING HUMAN BLOOD AND METHOD OF USE
Ted Masters
Ted Masters, Reg No. 36,209

Examiner: BAO THUYL NGUYEN

Group Art Unit: 1641

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

REQUEST FOR EXAMINER AFFIDAVIT UNDER RULE 104 (d) (2), AND FOR OTHER SUPPORTING EVIDENCE

Dear Examiner Nguyen:

In response to the Office Action dated 06/09/04, the Applicant herein respectfully traverses certain of the 35 U.S.C. 112 rejections made by the Examiner. As such, and in accordance with 37 CFR 104 (d) (2), the Applicant herein requests an Affidavit from the Examiner which supports all of item 3. and the second and fourth paragraphs of item 4. of the rejection. Additionally the Applicant respectfully requests that the Examiner provide any other evidence which the Examiner considers supportive of the above cited rejections.

Finally, in order to avoid any possible extension of time fees, the Applicant respectfully requests that the Affidavit and other evidence be provided as soon as possible.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ted Masters", with a stylized, cursive script.

Ted Masters Reg. 36,209
23344 8th St
Newhall, CA 91321

(661) 255-2333